

EXHIBIT 3

From: [Spung, James](#)
To: [Scott Gant](#); [Zimmerman, Sarah](#); [Colleen Harrison](#); [Sarah Jones](#); [Michael Mitchell](#); [Blake Atherton](#)
Cc: [Smith, Chris](#); [Husgen, Jason](#); [Cook, Tanner](#); [Ledden, Kate](#); [Murphy, Audrey](#)
Subject: RE: In re Pork - Amory Investments
Date: Wednesday, August 31, 2022 5:23:40 PM
Attachments: [4894-0088-9648.1 2022.08.31 - Defendants" Notice of Rule 30\(b\)\(6\) Deposition of Amory.pdf](#)

CAUTION: External email. Please do not respond to or click on links/attachments unless you recognize the sender.

Hello Scott: Please find attached and served upon you a Notice of Rule 30(b)(6) Deposition of Amory Investments.

A. James Spung

Partner

Direct (Chattanooga*): 423-755-2652

Direct (St. Louis): 314-345-6664

James.Spung@huschblackwell.com

*Registered to practice pending admission in TN.

From: Spung, James

Sent: Wednesday, August 24, 2022 2:50 PM

To: Scott Gant <sgant@bsfllp.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfllp.com>; Blake Atherton <batherton@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

Scott: We have been getting our class opposition briefing done, so I've been delayed in responding to your e-mail from this weekend. When we spoke on the phone, we agreed to get a revised set of topics to you by end of month, and we still anticipate doing so.

A. James Spung

Partner

Direct (Chattanooga*): 423-755-2652

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James.Spung@huschblackwell.com

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From: Scott Gant <sgant@bsfllp.com>

Sent: Saturday, August 20, 2022 7:36 PM

To: Spung, James <James.Spung@huschblackwell.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfllp.com>; Blake Atherton

<batherton@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason

<Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

[EXTERNAL EMAIL]

James and Kate – When can we expect to receive amended 30(b)(6) topics from Defendants?

Thank you,

Scott

From: Scott Gant

Sent: Thursday, August 11, 2022 12:01 PM

To: Spung, James <James.Spung@huschblackwell.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfillp.com>; Blake Atherton <batherton@BSFLLP.COM>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

James and Kate,

Thanks for the productive call just now. As discussed, we're attaching Sysco's objections and responses to Defendants' 30(b)(6) notice.

Scott

From: Spung, James <James.Spung@huschblackwell.com>

Sent: Thursday, August 11, 2022 11:17 AM

To: Scott Gant <sgant@bsfillp.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfillp.com>; Blake Atherton <batherton@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

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Scott, I think you are on the invite, but:

Information for the Conference Call:

Toll-Free Dial-In Number: 866-677-2133

Local/Toll Number: 1-203-280-4144

Participant Passcode: 28352604

A. James Spung

Partner

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From: Scott Gant <sgant@bsfllp.com>

Sent: Thursday, August 11, 2022 11:16 AM

To: Spung, James <James.Spung@huschblackwell.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfllp.com>; Blake Atherton <batherton@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

[EXTERNAL EMAIL]

We have not received the requested dial-in or Zoom link.

From: Scott Gant

Sent: Tuesday, August 9, 2022 1:32 PM

To: Spung, James <James.Spung@huschblackwell.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfllp.com>; Blake Atherton <batherton@BSFLLP.COM>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

Thanks. Could you please send dial-in or Zoom link?

From: Spung, James <James.Spung@huschblackwell.com>
Sent: Tuesday, August 9, 2022 1:30 PM
To: Scott Gant <sgant@bsfllp.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfllp.com>; Blake Atherton <batherton@BSFLLP.com>
Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>
Subject: RE: In re Pork - Amory Investments

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Thursday at 11:30 ET works for us.

A. James Spung
Partner

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Direct (St. Louis): 314-345-6664
James.Spung@huschblackwell.com

*Registered to practice pending admission in TN.

From: Scott Gant <sgant@bsfllp.com>
Sent: Monday, August 8, 2022 9:57 PM
To: Spung, James <James.Spung@huschblackwell.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfllp.com>; Blake Atherton <batherton@BSFLLP.com>
Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>
Subject: RE: In re Pork - Amory Investments

[EXTERNAL EMAIL]

What about Thursday at 11:30 am ET, or Friday at 11 or 11:30 am?

From: Spung, James <James.Spung@huschblackwell.com>
Sent: Monday, August 8, 2022 9:09 PM
To: Scott Gant <sgant@bsfllp.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfllp.com>; Blake Atherton <batherton@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>
Subject: RE: In re Pork - Amory Investments

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3 ET?

If Wednesday doesn't work, let us know if you have windows Thurs or Fri.

A. James Spung
Partner

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*Registered to practice pending admission in TN.

From: Scott Gant <sgant@bsfllp.com>
Sent: Monday, August 8, 2022 3:55 PM
To: Spung, James <James.Spung@huschblackwell.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfllp.com>; Blake Atherton <batherton@BSFLLP.com>
Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>
Subject: RE: In re Pork - Amory Investments

[EXTERNAL EMAIL]

That time does not work for me. Please propose some others.

From: Spung, James <James.Spung@huschblackwell.com>
Sent: Monday, August 8, 2022 2:37 PM
To: Scott Gant <sgant@bsfllp.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfllp.com>; Blake Atherton <batherton@BSFLLP.com>
Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>
Subject: RE: In re Pork - Amory Investments

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Scott, how about 4 ET on Wednesday.

**A. James Spung
Partner**

Direct (Chattanooga*): 423-755-2652

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James.Spung@huschblackwell.com

*Registered to practice pending admission in TN.

From: Scott Gant <sgant@bsfillp.com>

Sent: Tuesday, August 2, 2022 10:37 PM

To: Spung, James <James.Spung@huschblackwell.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfillp.com>; Blake Atherton <batherton@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

[EXTERNAL EMAIL]

Wednesday afternoon might work, depending on the time.

From: Spung, James <James.Spung@huschblackwell.com>

Sent: Tuesday, August 2, 2022 8:26 PM

To: Scott Gant <sgant@bsfillp.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfillp.com>; Blake Atherton <batherton@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

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Thanks, Scott. This week is going to be a challenge for me due to obligations in various other matters. How does Tuesday afternoon or Wednesday morning next week look for you.

A. James Spung
Partner

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James.Spung@huschblackwell.com

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From: Scott Gant <sgant@bsfillp.com>

Sent: Tuesday, August 2, 2022 12:00 AM

To: Spung, James <James.Spung@huschblackwell.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfillp.com>; Blake Atherton <batherton@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

[EXTERNAL EMAIL]

We'd like to discuss most or all of the proposed topics in the draft notice—asking any questions we have, and conveying our tentative positions. We did this for Sysco with counsel for Hormel, during an hour-long call after receiving draft topics. Following that call, Defendants substantially reduced the number of proposed topics.

From: Spung, James <James.Spung@huschblackwell.com>

Sent: Monday, August 1, 2022 9:50 PM

To: Scott Gant <sgant@bsfillp.com>; Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfillp.com>; Blake Atherton <batherton@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason <Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey <Audrey.Murphy@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

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Scott: One of our team will get back to you tomorrow with some good times this week or next.

Also, given the number of topics, it could make a call more productive if you can give us a sense of what you'd like to address (specific topics, general issues, etc.).

Thanks.

A. James Spung
Partner

Direct (Chattanooga*): 423-755-2652

Direct (St. Louis): 314-345-6664

James.Spung@huschblackwell.com

*Registered to practice pending admission in TN.

From: Scott Gant <sgant@bsfllp.com>

Sent: Monday, August 1, 2022 6:19 PM

To: Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison

<CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell

<mmitchell@bsfllp.com>; Blake Atherton <batherton@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason

<Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden,

Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey

<Audrey.Murphy@huschblackwell.com>; Spung, James <James.Spung@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

[EXTERNAL EMAIL]

Following up on our request to schedule a call.

Thank you.

From: Scott Gant

Sent: Thursday, July 28, 2022 11:44 PM

To: Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>; Colleen Harrison

<CHarrison@BSFLLP.com>; Sarah Jones <sjones@BSFLLP.com>; Michael Mitchell

<mmitchell@bsfllp.com>; Blake Atherton <batherton@BSFLLP.COM>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason

<Jason.Husgen@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>; Ledden,

Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey

<Audrey.Murphy@huschblackwell.com>; Spung, James <James.Spung@huschblackwell.com>

Subject: RE: In re Pork - Amory Investments

Amory would like to schedule a call to discuss the draft deposition topics. Please let us know Defendants' availability for days/times next week.

Thank you.

From: Zimmerman, Sarah <Sarah.Zimmerman@huschblackwell.com>

Sent: Wednesday, July 27, 2022 5:19 PM

To: Scott Gant <sgant@bsfllp.com>; Colleen Harrison <CHarrison@BSFLLP.com>; Sarah Jones

<sjones@BSFLLP.com>; Michael Mitchell <mmitchell@bsfllp.com>; Blake Atherton

<batherton@BSFLLP.com>; Kae Moat <kmoat@BSFLLP.com>

Cc: Smith, Chris <Chris.Smith@huschblackwell.com>; Husgen, Jason

<Jason.Husgen@huschblackwell.com>; Zimmerman, Sarah

<Sarah.Zimmerman@huschblackwell.com>; Cook, Tanner <Tanner.Cook@huschblackwell.com>;

Ledden, Kate <Kate.Ledden@huschblackwell.com>; Murphy, Audrey

<Audrey.Murphy@huschblackwell.com>; Spung, James <James.Spung@huschblackwell.com>

Subject: In re Pork - Amory Investments

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Counsel:

Please let us know available dates in August and September for the Rule 30(b)(6) deposition of Amory Investments. We have attached draft topics for same.

Additionally, Amory has not supplemented its custodian lists to include the time periods for which the custodians had roles relevant to pork purchasing. This information is central to Defendants' ability to meaningfully evaluate the completeness of Amory's production. It is also essential for moving forward with depositions in this case. Similarly, Amory has not updated its initial disclosures to include individuals likely to have discoverable information that Plaintiff may use to support its claims, as it is required to do under Rule 26(a)(1)(i). At present, Amory has disclosed only "[f]ormer Maines employees still being identified by Plaintiff" and "[i]ndividuals identified during discovery in the case as having discoverable information." Given the amount of time and discovery that has taken place since Amory served its initial disclosures, Defendants request that Amory provide a more fulsome, specific response for its Rule 26(a)(1)(i) disclosure.

Please provide this information within 10 days of receiving this correspondence.

Thank you,
Sarah

Sarah L. Zimmerman
Attorney
she/her/hers

HUSCH BLACKWELL LLP
190 Carondelet Plaza,
Suite 600
St. Louis, MO 63105-3443
Direct: 314-345-6248
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Sarah.Zimmerman@huschblackwell.com
huschblackwell.com
[View Bio](#) | [View VCard](#)

Husch Blackwell is redefining partnership and client service. With 800+ lawyers in 25 offices across the United States, including [The Link](#) virtual office, we are a national law firm with a coast-to-coast footprint focused on tackling the most complex business challenges.

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